

Janet Hugie Smith (3001)  
Matthew R. Lewis (7919)  
RAY QUINNEY & NEBEKER P.C.  
36 South State Street, Suite 1400  
Salt Lake City, Utah 84111  
Telephone: (801) 532-1500  
Facsimile: (801) 532-7543  
*Attorneys for Defendants*

FILED  
U.S. DISTRICT COURT  
2011 JUN -3 A 10:55  
DISTRICT OF UTAH  
BY: \_\_\_\_\_  
DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

HAROLD J. JUDD DOMINGUEZ, DIANA  
SANCHEZ JUDD, DIANA SHANTELL  
JUDD, and STEPHANIE MARBELLA  
JUDD,

Plaintiffs,

v.

NUWORLD, INC., LIV INTERNATIONAL,  
LIV INTERNATIONAL SA DE CV (MX),  
LIV SXINNEY, ZXOOM  
INTERNATIONAL, JOHN C. "BUD"  
HOLLINGSHEAD, JEFFREY ALLEN  
TUTTLE, LIV MANAGEMENT LLC,  
JAMES CRITTENDEN, LYLE  
HENDERSON, JOHN SALDANA, AND  
JOHN DOES I-X,

Defendants.

~~PROPOSED~~ ORDER GRANTING  
DEFENDANT'S MOTION TO DISMISS  
AND DISMISSING REMAINING  
CLAIMS WITHOUT PREJUDICE

Case No.: 2:10-cv-1074

Judge Bruce S. Jenkins

The Court, having fully considered Defendants' Motion to Dismiss and the submissions of the parties, and having heard oral argument on this matter, hereby ORDERS that:

Count 11 of Plaintiffs Harold Judd Dominguez, Diana Sanchez Judd, Diana Shantell Judd, and Stephanie Marbella Judd ("Plaintiffs") complaint is dismissed without prejudice because it fails to state a claim and does not satisfy Federal Rule of Civil Procedure 9(b).

Count 12 of Plaintiffs' complaint is also dismissed without prejudice because it fails to

state a claim, as conceded by Plaintiffs.

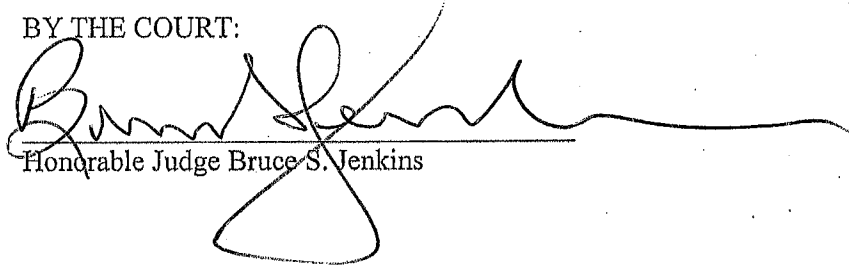
The remaining causes of action in Plaintiffs' complaint, which raise issues of state law, are dismissed without prejudice for lack of subject matter jurisdiction.

The parties hereby stipulate and agree to dismiss all remaining claims, counterclaims, and cross claims, including any pertaining to Jesse Judd Dominguez without prejudice.

Plaintiffs shall have 20 days from signing of this Order to file an amended complaint, if they so choose.

DATED this 3 day of June, 2011.

BY THE COURT:

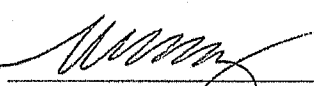
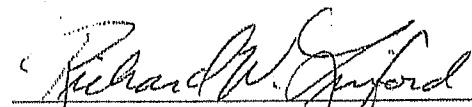


Honorable Judge Bruce S. Jenkins

Approved as to form:

RAY QUINNEY & NEBEKER P.C.

FORD & HUFF LC

  
\_\_\_\_\_  
Janet Hugie Smith  
Matthew R. Lewis  
*Attorneys for Defendants*  
\_\_\_\_\_  
Adam D. Ford  
Richard W. Linford  
Michelle Bushman  
*Attorneys for Plaintiffs*

CLERK'S CERTIFICATE OF SERVICE

I hereby certify that on this \_\_\_\_\_ day of \_\_\_\_\_, 2011, a true and correct copy of the foregoing **ORDER GRANTING DEFENDANT'S MOTION TO DISMISS** was filed with the Court by ECF and therefore served upon the following:

Adam D. Ford  
Richard W. Linford  
Michelle Bushman  
FORD & HUFF LC  
10542 South Jordan Gateway, Suite 300  
South Jordan, UT 84095  
*Attorney for Plaintiffs*

Janet Hugie Smith  
Matthew R. Lewis  
RAY QUINNEY & NEBEKER P.C.  
36 South State Street, Suite 1400  
Salt Lake City, UT 84111  
*Attorneys for Defendants*

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